

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CHE KEUNG LING,)	
)	
Petitioner,)	CASE NO. C05-2132JLR-MJB
)	(CR98-220BJR)
v.)	
)	
UNITED STATES OF AMERICA,)	ORDER FOR SERVICE AND
)	RETURN, § 2255 MOTION
Respondents.)	
_____)	

Petitioner has filed a motion under 28 U.S.C. § 2255. It is therefore ORDERED:

(1) The Clerk shall arrange for service by first class mail upon the United States Attorney of copies of the motion, of all supporting documents, and of this Order, and shall direct a copy of this Order to petitioner.

(2) Within **thirty (30) days** after such service, the United States shall file and serve an answer in accordance with Rule 5 of the Rules Governing Section 2255 Cases in United States District Courts. As part of such answer, the United States should state its position as to whether an evidentiary hearing is necessary. The United States shall file the answer with the Clerk of the Court and serve a copy of the answer upon petitioner.

ORDER FOR SERVICE AND
RETURN, § 2255 MOTION
PAGE - 1

1 (3) The answer will be treated in accordance with Local Rule CR 7. **Accordingly, on the**
2 **face of the answer, the United States shall note it for consideration on the fourth Friday after it**
3 **is filed, and the Clerk shall note the answer accordingly.** Petitioner may file and serve a response
4 not later than the Monday immediately preceding the Friday appointed for consideration of the matter,
5 and the United States may file and serve a reply brief not later than the Friday designated for
6 consideration of the matter.

7 (4) The Clerk shall send a copy of this Order to the Hon. James L. Robart.

8 DATED this 23rd day of January, 2006.

9
10 
11 MONICA J. BENTON
12 United States Magistrate Judge
13
14
15
16
17
18
19
20
21
22
23
24